

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
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)
)
) Audit Referrals
Chicago's Committee for '96) #98-03 & #98-04
and Walter K. Knorr, as)
treasurer; 1996 Democratic)
National Convention Committee,)
Inc., and Andrew Tobias, as)
treasurer; Democratic National)
Committee and Andrew Tobias,)
as treasurer; City of Chicago)

CERTIFICATION

I, Darlene Harris, recording secretary for the Federal Election Commission executive session on August 22, 2000, do hereby certify that the Commission decided by a vote of 5-0, on an amended pre-meeting tally vote, to take the following actions with respect to Audit Referrals #98-03 and #98-04:

1. Open a Matter Under Review relating to Audit Referral #98-03. MUR 5079
2. Open a Matter Under Review relating to Audit Referral #98-04. MUR 5080
3. Find no reason to believe that Chicago's Committee for '96 and Walter K. Knorr, as treasurer, made prohibited contributions to the 1996 Democratic National Convention Committee, Inc., in violation of 2 U.S.C. § 441b.
4. Find no reason to believe that the 1996 Democratic National Convention Committee, Inc., and Andrew Tobias, as treasurer, received prohibited contributions in violation of 2 U.S.C. § 441b.

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- 21-04-402-4177
5. Find no reason to believe that Chicago's Committee for '96 and Walter K. Knorr, as treasurer, failed to report in-kind contributions to the 1996 Democratic National Convention Committee, Inc., in violation of 2 U.S.C. § 437(1).
 6. Find no reason to believe that the 1996 Democratic National Convention Committee, Inc., and Andrew Tobias, as treasurer, failed to report in-kind contributions from Chicago's Committee for '96 in violation of 2 U.S.C. § 437(2).
 7. Find no reason to believe that the 1996 Democratic National Convention Committee, Inc., and Andrew Tobias, as treasurer, failed to report in-kind contributions from the City of Chicago in violation of 2 U.S.C. § 437(2).
 8. Find no reason to believe that the City of Chicago failed to report in-kind contributions to the 1996 Democratic National Convention Committee, Inc., in violation of 2 U.S.C. § 437(1).
 9. Find no reason to believe that the 1996 Democratic National Convention Committee, Inc., and Andrew Tobias, as treasurer, exceeded the expenditure limitation for publicly financed presidential nominating conventions in violation of 26 U.S.C. § 9008(d), as a result of receiving in-kind contributions relating to telephone charges.

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10. Find no reason to believe that the 1996 Democratic National Convention Committee, Inc., and Andrew Tobias, as treasurer, exceeded the expenditure limitation for publicly financed presidential nominating conventions in violation of 26 U.S.C. § 9008(d), as a result of receiving in-kind contributions relating to hotel expenses.
11. Find reason to believe that the 1996 Democratic National Convention Committee, Inc., and Andrew Tobias, as treasurer, failed to report an in-kind contribution from the Democratic National Committee in violation of 2 U.S.C. § 437(2), and enter into conciliation prior to a finding of probable cause to believe.
12. Find reason to believe that the Democratic National Committee and Andrew Tobias, as treasurer, failed to report an in-kind contribution to the 1996 Democratic National Convention Committee, Inc., in violation of 2 U.S.C. § 434(b), and enter into conciliation prior to a finding of probable cause to believe.
13. Close the file relating to Audit Referral #98-03.
14. Approve the Factual and Legal Analyses, as recommended in the General Counsel's Report dated August 11, 2000.
15. Approve the conciliation agreements, as recommended in the General Counsel's Report dated August 11, 2000.
16. Approve the appropriate letters, as recommended in the General Counsel's Report dated August 11, 2000.

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Commissioners Mason, McDonald, Smith, Thomas, and Wold
voted affirmatively for the decision. Commissioner Sandstrom
recused himself with respect to this matter; he was not
present and did not vote.

Attest:

August 24, 2000
Date

Darlene Harris
Darlene Harris
Acting Deputy Secretary
of the Commission

21-004-402-4379